

ESTTA Tracking number: **ESTTA1178989**

Filing date: **12/16/2021**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	88728723
Applicant	Walrus Rodeo LLC
Applied for Mark	GOLDN PAYDIRT
Correspondence Address	NATHAN BROWN BROWN PATENT LAW 15100 N 78TH WAY SUITE 203 SCOTTSDALE, AZ 85260 UNITED STATES Primary Email: nathan.brown@brownpatentlaw.com 602-529-3474
Submission	Request for oral hearing
Attachments	20211216_Goldn_Paydirt_Oral_Arguments_Request.pdf(43155 bytes )
Filer's Name	Nathan Brown
Filer's email	nathan.brown@brownpatentlaw.com
Signature	/Nathan Brown/
Date	12/16/2021

UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Trial and Appeal Board

In re Walrus Rodel LLC

Serial No: 88728723

EX PARTE APPEAL

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Plaintiff, through its counsel of record, requests, Oral arguments on the above captioned  
Matter pursuant to

37 C.F.R. § 2.129

If a party desires to have an oral argument at final hearing, the party shall request such argument by a separate notice filed not later than ten days after the due date for the filing of the last reply brief in the proceeding. Oral arguments will be heard by at least three Administrative Trademark Judges or other statutory members of the Trademark Trial and Appeal Board at the time specified in the notice of hearing. If any party appears at the specified time, that party will be heard. Parties and members of the Board may attend in person or, at the discretion of the Board, remotely. If the Board is prevented from hearing the case at the specified time, a new hearing date will be set. Unless otherwise permitted, oral arguments in an inter partes case will be limited to thirty minutes for each party. A party in the position of plaintiff may reserve part of the time allowed for oral argument to present a rebuttal argument. (b) The date or time of a hearing may be reset, so far as is convenient and proper, to meet the wishes of the parties and their attorneys or other authorized representatives. The Board may, however, deny a request to reset a hearing date for lack of good cause or if multiple requests for rescheduling have been filed.

“A party that wishes to have an oral hearing on the case must file a request, by separate submission via ESTTA – not as part of its brief on the case – not later than 10 days after the due date for filing the last reply brief in the proceeding.” TBMP 802.02

Plaintiff believes this request for oral hearings is timely and would greatly benefit the Board’s understanding of the matter. Plaintiff understands that an oral hearing is not

mandatory but believes that the Examiner has misrepresented the facts and the situation arises that the misrepresentation of the facts needs unraveling.

Respectfully Submitted on this the 16<sup>th</sup> day of December, 2021,

s/Nathan Brown